



**Environmental  
Protection Agency**

John S. Kasich, Governor  
Mary Taylor, Lt. Governor  
Scott J. Gully, Director

March 18, 2011

CERTIFIED MAIL

Mr. Ron Schwind  
The Pizzuti Co.  
2 Miranova Place, Suite 800  
Columbus, Ohio 43215

**Re: Notice of Non-Compliance of Operation and Maintenance Agreement, Miranova Commercial Property, 270 West Mound Street, Columbus, Ohio 43215 (00OM025, Project ID # 125-001935-003)**

Dear Mr. Schwind:

Miranova Commercial Property has failed to submit the annual O&M report as required under the Operation and Maintenance Agreement (OMA) entered into by Miranova Commercial Property and the Ohio Environmental Protection Agency (Ohio EPA) on August 22, 2000. This failure is a violation of the OMA, and in accordance with Section 8 of that OMA, a failure to comply with the OMA may constitute a failure to maintain an applicable standard in accordance with Ohio Revised Code (ORC) Section 3746.12(B).

In order that Miranova Commercial Property may return to compliance with the OMA as quickly as possible, Ohio EPA requests that Miranova Commercial Property submit the annual O&M report to Ohio EPA at within 30 days of receipt of this letter.

Please be aware that the time Ohio EPA staff have spent on addressing this violation of your OMA and any time that may be spent in the future by Ohio EPA, will be billed to your Voluntary Action Program OMA account.

If you have any questions concerning this matter you can contact me at (614) 728-5441, or email me at [Emily.Patchen@epa.state.oh.us](mailto:Emily.Patchen@epa.state.oh.us). Your cooperation in resolving this matter is greatly appreciated.

Sincerely,

Emily Patchen, Compliance Coordinator  
Assessment, Clean-up & Reuse  
Division of Emergency & Remedial Response  
Central Office

cc: Mr. Richard Daley  
Pizzuti Properties, Miranova Ltd.  
250 East Broad Street  
Columbus, Ohio 43215

ec: Tiffani Kavalec, Manager, Ohio EPA, DERR-CO  
Frank Robertson, Supervisor, Ohio EPA, DERR-CO  
Doug Crandall, Site Coordinator, Ohio EPA, DERR-CDO  
DERR Records, CDO & CO